



STATE OF WISCONSIN

Assembly Journal

Ninety–Third Regular Session

10:25 A.M.

TUESDAY, May 27, 1997

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Underheim in the chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 134** offered by Representative Hahn.

Assembly amendment 1 to **Assembly Bill 183** offered by Representative Williams.

Assembly amendment 2 to **Assembly Bill 187** offered by Representatives Duff and Staskunas.

Assembly amendment 1 to **Assembly Bill 279** offered by Representatives Krug and La Fave.

Assembly amendment 2 to **Assembly Bill 329** offered by Representative Hoven.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 96–192

Relating to valuation of reserve liabilities for life insurance.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, May 16, 1997.

To committee on **Insurance, Securities and Corporate Policy**.

Referred on May 27, 1997.

Assembly Clearinghouse Rule 97–009

Relating to life insurance illustrations.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, May 16, 1997.

To committee on **Insurance, Securities and Corporate Policy**.

Referred on May 27, 1997.

Assembly Clearinghouse Rule 97–025

Relating to amateur and professional boxing.

Submitted by Department of Regulation and Licensing.

Report received from Agency, May 20, 1997.

To committee on **Tourism and Recreation**.

Referred on May 27, 1997.

Assembly Clearinghouse Rule 97–035

Relating to approving and licensing schools and programs, setting fees, advertising, setting bond levels, defining tuition refund policy and procedures, outlining complaint procedures, mandating records retention and all matters related to the oversight of approved postsecondary educational institutions.

Submitted by Educational Approval Board.

Report received from Agency, May 20, 1997.

To committee on **Colleges and Universities**.

Referred on May 27, 1997.

Assembly Clearinghouse Rule 97–036

Relating to operation of the uniform fee system including determination of parental liability for the cost of court–ordered substitute care of a child.

Submitted by Department of Health and Family Services.

Report received from Agency, May 22, 1997.

To committee on **Children and Families**.

Referred on May 27, 1997.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 56

Relating to: providing for an advisory referendum on the question of abolishing the state lottery.

By Representatives Walker, Sykora, Powers, Ladwig, Zukowski, Hanson, Carpenter, Kreibich, Brandemuehl, Dobyns, Albers, Schafer, Goetsch, Underheim, Robson, Grothman, Hahn, Murat, Ott, F. Lasee, Gunderson and Kelso; cosponsored by Senators Rosenzweig, Welch and Rude.

To committee on **Elections and Constitutional Law**.

Assembly Bill 387

Relating to: possession of ignition devices by minors and providing a penalty.

By Representatives R. Potter, Krusick, Ott, Dobyns, Kelso, Ladwig, Schneider, Urban, Baumgart, Huber, Plale and L. Young; cosponsored by Senators Grobschmidt, Roessler and Plache, by request of the International Association of Arson Investigators, and Juvenile Firesetters Task Force.

To committee on **Government Operations**.

Assembly Bill 388

Relating to: the child care worker loan repayment assistance program; early childhood councils; requiring recipients of child care funding to have received training in child development and safety; training and network development for special needs child care providers; eligibility for low-income child care funding recipients; a tax credit for employers who provide child care; funding for child care resource and referral services; granting rule-making authority; and making appropriations.

By Representatives R. Potter, Robson, Hanson, Riley, Wasserman, Springer, Boyle, Ryba, Turner, Bock, Plouff, Notestein, Black, Carpenter, Hasenohrl, La Fave, Morris-Tatum, Coggs, Cullen, Baumgart, Baldwin and L. Young; cosponsored by Senators Risser, Clausing, Plache, Burke, George and Moore.

To joint committee on **Finance**.

Assembly Bill 389

Relating to: permissible fees on open-end consumer credit plans.

By Representatives Cullen, Ryba, Schneider, Hoven, Musser, Bock, R. Young, Sykora, Kreuser, Albers, J. Lehman, Baumgart, Carpenter, Powers, Williams, Notestein, Hahn, Harsdorf, L. Young and Gronemus; cosponsored by Senators Risser and Clausing.

To committee on **Consumer Affairs**.

Assembly Bill 390

Relating to: the dollar limits in wrongful death and medical malpractice actions.

By Representatives Plouff, Lorge, R. Young, Cullen, Wood, Riley, Baldwin, Reynolds, Notestein, Bock, R. Potter, L. Young and Boyle; cosponsored by Senators Clausing, Plache, Jauch and Breske.

To committee on **Judiciary**.

Assembly Bill 391

Relating to: the prohibition of obtaining title by adverse possession to real estate owned by a public body.

By Representatives Handrick, Gunderson, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Dobyns, Goetsch, Hanson, Hasenohrl, Huber, Hutchison, Jeskewitz, Kedzie, Kelso, Ladwig, La Fave, F. Lasee, J. Lehman, M. Lehman, Musser, Olsen, Ott, Ourada, Owens, Porter, Powers, Ryba, Schafer, Seratti, Skindrud, Staskunas, Sykora, Travis, Urban, Vander Loop, Vrakas, R. Young and Zukowski; cosponsored by Senators Breske, Cowles and Risser.

To committee on **Urban and Local Affairs**.

Assembly Bill 392

Relating to: the farm mediation and arbitration program, eliminating the farm mediation and arbitration board, the farmer assistance program, exit from and entry into the dairy industry, granting rule-making authority and making an appropriation.

By Representatives Ott, Otte, Brandemuehl, Sykora, Ward, Hahn, Ainsworth, Powers and Owens; cosponsored by Senator Roessler.

To committee on **Agriculture**.

Assembly Bill 393

Relating to: creating a property tax exemption for wetlands.

By Representatives Black, Musser, Green, J. Lehman, Baumgart, Notestein, Ainsworth, Hasenohrl, Sykora, Robson, Otte, Plouff and Boyle; cosponsored by Senator Risser.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 394

Relating to: the composition of county boards of canvassers.

By Representatives M. Lehman, Olsen, Grothman, Ladwig, Musser, Plouff, Albers, Huebsch, Sykora and Vrakas; cosponsored by Senators Roessler and Moen.

To committee on **Elections and Constitutional Law**.

Assembly Bill 395

Relating to: insurance coverage of grandchildren.

By Representatives Hanson, L. Young, Musser, Schneider, Ziegelbauer, R. Young, Notestein, Gronemus, Meyer, F. Lasee, Robson, Plouff, Seratti and Baldwin; cosponsored by Senators Chvala and Clausing.

To committee on **Health**.

Assembly Bill 396

Relating to: the filing officer for candidates for the office of municipal judge in municipal courts serving 2 or more municipalities.

By Representatives Ladwig, Albers, Goetsch, Grothman, Hoven, Olsen, Owens, Powers, Schafer, Turner and Vrakas; cosponsored by Senators Plache and Huelsman.

To committee on **Urban and Local Affairs**.

Assembly Bill 397

Relating to: hospital visitation.

By Representatives Jensen and Krug.

To committee on **Health**.

COMMITTEE REPORTS

The committee on **Consumer Affairs** reports and recommends:

Assembly Bill 230

Relating to: credit card records and providing a penalty.

Assembly amendment 1 adoption:

Ayes: 8 – Representatives Otte, Johnsrud, Ott, M. Lehman, Urban, Williams, Hasenohrl and Black.

Noes: 0.

Assembly amendment 2 adoption:

Ayes: 8 – Representatives Otte, Johnsrud, Ott, M. Lehman, Urban, Williams, Hasenohrl and Black.

Noes: 0.

Passage as amended:

Ayes: 5 – Representatives Otte, Johnsrud, Williams, Hasenohrl and Black.

Noes: 3 – Representatives Ott, M. Lehman and Urban.

To committee on **Rules**.

Assembly Bill 283

Relating to: the regulation of the sale of merchandise below cost and providing a penalty.

Passage:

Ayes: 8 – Representatives Otte, Johnsrud, Ott, M. Lehman, Urban, Williams, Hasenohrl and Black.

Noes: 0.

To committee on **Rules**.

CLIFFORD OTTE
Chairperson
Committee on Consumer Affairs

The committee on **Financial Institutions** reports and recommends:

Assembly Bill 243

Relating to: priority of future advances under mortgages.

Assembly amendment 1 adoption:

Ayes: 15 – Representatives Ward, Hoven, Green, Lazich, Foti, Kedzie, Schafer, Sykora, R. Potter, Travis, La Fave, Meyer, Morris–Tatum, Murat and Plale.

Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Ward, Hoven, Green, Lazich, Foti, Kedzie, Schafer, Sykora, R. Potter, Travis, La Fave, Meyer, Morris–Tatum, Murat and Plale.

Noes: 0.

To committee on **Rules**.

DAVID WARD
Chairperson
Committee on Financial Institutions

The joint survey committee on **Tax Exemptions** reports and recommends:

Assembly Bill 120

Relating to: an individual income tax deduction for long–term care insurance premiums.

Adoption of Report:

Ayes: 7 – Representatives Urban, Foti and Schneider; and Senators Wineke, George and Farrow; and Mr. Vrakas.

Noes: 1 – Ms. Secretary Zeuske.

To committee on **Ways and Means**.

FRANK URBAN
Assembly Chairperson
Joint survey committee on Tax Exemptions

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 25
Senate Bill 102
Senate Bill 144
Senate Bill 153
Senate Bill 155

ACTION ON THE SENATE MESSAGE

Senate Bill 25

Relating to: the school aid distribution schedule.

By Senators Plache and Moen; cosponsored by Representatives Ladwig, J. Lehman, Turner, Notestein, Meyer, Black, Ryba, Baldwin, Musser, Grothman, R. Young and Seratti.

To committee on **Ways and Means**.

Senate Bill 102

Relating to: the use of school district property by citizen associations.

By Senator Wineke; cosponsored by Representative Travis.

To committee on **Education**.

Senate Bill 144

Relating to: the valuation of a state employee's accumulated sick leave credits for the payment of health insurance premiums under a group health insurance program administered by the group insurance board.

By Senators C. Potter, Grobschmidt, Wirch and Risser; cosponsored by Representatives Boyle, Musser, Gronemus, La Fave and Plale.

To committee on **Ways and Means**.

Senate Bill 153

Relating to: changing the term "assisted living facility" to "residential care apartments" and defining the term "stove" for the purposes of residential care apartments.

By Senators Moen, Moore, Rosenzweig, Breske, Buettner and Grobschmidt; cosponsored by Representatives Underheim, Johnsrud, Springer, F. Lasee, Wasserman, Olsen,

Lorge, Ryba, Gronemus, Handrick, Hasenohrl, Boyle, Hanson, Albers, Ladwig, Huber, Hahn, Harsdorf, Porter, Goetsch, Kaufert, Grothman and Sykora.

To committee on **Health**.

Senate Bill 155

Relating to: bonding authority of the Wisconsin Health and Educational Facilities Authority.

By Senators Moen, Farrow and Decker; cosponsored by Representatives Musser, R. Young, Springer and Ryba.

To committee on **Ways and Means**.

REFERENCE BUREAU CORRECTIONS

Assembly Joint Resolution 53

1. Page 1, line 1: delete "The" and substitute "the".
2. Page 1, line 4: delete "After" and substitute "after".
3. Page 1, line 12: delete "Reuss" and substitute "Reuss".
4. Page 1, line 15: delete "Legislature" and substitute "legislature".
5. Page 2, line 1: delete "*That:*" and substitute "*That*".

Assembly Bill 327

1. Page 2, line 3: delete "the use of" and substitute "use of".

Assembly Bill 351

1. Page 102, line 4: delete that line and substitute:
SECTION 306. Effective dates. This act takes effect on the day after publication, except as follows:".

Assembly Bill 366

1. Page 11, line 6: delete the NOTE following line 6.

ADJOURNMENT

Representative Brancel moved that the Assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

10:26 A.M.